

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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In re Patent Application of:  
Yan Xu et al.

Application No.: 10/594,095

Confirmation No.: 8867

Filed: March 23, 2005

Art Unit: 1645

For: Helicase-dependent amplification of circular  
nucleic acids

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Examiner: Not Yet Assigned

**RESPONSE TO NOTICE TO COMPLY WITH REQUIREMENTS  
FOR PATENT APPLICATION CONTAINING NUCLEOTIDE  
SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES**

MS Sequence  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is in response to the Notification To Comply with Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures, dated November 6, 2007. A request for a one-month extension of time is being submitted with this response.

The U.S. Patent and Trademark Office (PTO) has taken the position that it did not receive the Sequence Listing for this Application. Attached to this response is a copy of the return postcard date-stamped by the PTO, which identifies as enclosures with the application both the electronic and paper copies of the sequence listing as well as the Statement (also attached hereto) that the contents of the two are identical. However, since the sequence listing is not currently in the file, Applicants submit a duplicate text file of the listing with this response. No new matter has been added.

Applicants respectfully request the above-referenced patent application be placed in line for examination.

Application No.: 10/594,095

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Docket No.: BH-003-PUS

Dated: January 15, 2008

Respectfully submitted,

/Harriet M. Strimpel, D.Phil./

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Docket No.: BH-003-PUS Title: Helicase-Dependent Amplification  
Inventor: Kong et al of Circular Nucleic Acids  
App No.: Not Yet Assigned  
Filed: Herewith 10/594095

The following documents are being deposited with the US Postal Service in an Express Mail Envelope No. EQ 611795100 US on September 25, 2006: addressed to Commissioner for Patents:

Transmittal letter to US/RO/EO; Preliminary Amendment; Unexecuted dec & poa; app data sheet; Information Disclosure Statement for refs. AA-AG(not enclosed), CA, BA-8U; express mail certificate; sequence listing in paper and electronic form and statement that the two are identical; copy of International publication; IDS transmittals; copy of PCT request

IAP13 Rec'd PCT/PTO 2, SEP 2006